

DOCKET NO.: 266221US6PCT/atm

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF:

GROUP: 2115

Takeshi SHIMOYAMA

SERIAL NO: 10/526,048

EXAMINER: ABBASZADEH, JAWEED A

FILED: February 28, 2005

FOR: INFORMATION PROCESSING DEVICE USING VARIABLE OPERATION  
FREQUENCY

**APPLICATION OF PREVIOUSLY PAID ISSUE FEE IN  
ACCORDANCE WITH SECTION 1308.01 MPEP**

Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

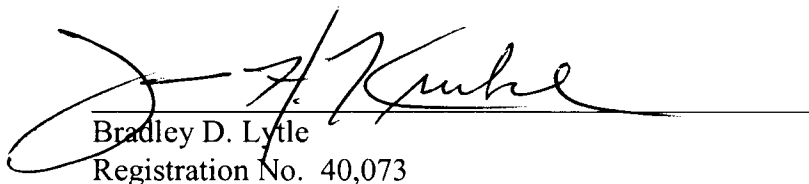
Sir:

The above-identified application was withdrawn from Issue after payment of the Issue Fee in the amount of \$1746.00 (Issue Fee \$1440.00 + Pub. Fee \$300.00 + Adv. Patent Copies \$6.00).

The application has now been allowed again and since a refund of the previously paid Issue Fee has not been requested, it is now requested that the previously paid Issue Fee be applied to the Issue Fee being paid herewith. Enclosed herewith is a copy of the Petition Granted.

Respectfully Submitted,

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UNITED STATES PATENT AND TRADEMARK OFFICE

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FEB 13 2008

In re Application of  
**SHIMOYAMA, Takeshi**  
Application No. 10/526,048  
Filed: February 28, 2005  
Attorney Docket No. 266221US6PCT

: **OFFICE OF PETITIONS**  
:  
: DECISION GRANTING PETITION  
: UNDER 37 CFR 1.313(c)(2)  
:

This is a decision on the petition under 37 CFR 1.313(c)(2), filed February 11, 2008, to withdraw the above-identified application from issue after payment of the issue fee.


The petition is **GRANTED**.

The above-identified application is withdrawn from issue for consideration of a submission under 37 CFR 1.114 (request for continued examination). See 37 CFR 1.313(c)(2).

*Petitioner is advised that the issue fee paid on December 31, 2007 cannot be refunded. If, however, this application is again allowed, petitioner may request that it be applied towards the issue fee required by the new Notice of Allowance.<sup>1</sup>*

Telephone inquiries should be directed to Monica A. Graves at (571) 272-7253.

This application is being referred to Technology Center AU 2115 for processing of the request for continued examination under 37 CFR 1.114 and for consideration of the concurrently filed information disclosure statement.

  
Sherry D. Brinkley  
Petitions Examiner  
Office of Petitions

<sup>1</sup> The request to apply the issue fee to the new Notice may be satisfied by completing and returning the new Part B – Fee(s) Transmittal Form (along with any balance due at the time of submission). Petitioner is advised that the Issue Fee Transmittal Form must be completed and timely submitted to avoid abandonment of the application.